

Docket No: AM100221
PatentJ
1-19.04IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of Application of: Chu, et. al.
 Application No.: 09/887,296 Group Art No.: 1645
 Filed: June 21, 2001 Examiner: Devi, Sarvamangala J.N.
 For: METHODS AND COMPOSITION FOR ORAL VACCINATIONS
 Confirmation No.: 6853
 Customer Number: 25291

Commissioner for Patents
 Washington, DC 20231

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed June 25, 2003.

1. REQUEST FOR ORAL HEARING

An oral hearing is respectfully requested. Pursuant to 37 CFR 1.17(d), the fee is \$280.00.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is \$320.00.

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(a) Applicant petitions for an extension of time for the total number of months checked below.

<input type="checkbox"/>	One Month.	Fee in the amount of	\$	110.00
<input type="checkbox"/>	Two Months.	Fee in the amount of	\$	410.00
<input checked="" type="checkbox"/>	Three Months.	Fee in the amount of	\$	930.00
<input type="checkbox"/>	Four Months.	Fee in the amount of	\$	1,450.00
<input type="checkbox"/>	Five Months.	Fee in the amount of	\$	1,970.00

CERTIFICATE OF MAILING 37 CFR §1.10

I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number _____ addressed to the Commissioner for Patents, Washington, DC 20231.

Date _____

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this and the below-identified document(s) are being facsimile transmitted to Examiner Devi, telephone number 703-308-9347, at the U.S. Patent and Trademark Office at facsimile number 703-872-8307 (as directed by Examiner Devi) on the date shown below.

Documents:

1. Amendment and Reply After Final Rejection (8 pages)
2. Notice of Appeal (which includes a 3-month extension request) (2 pages)

Cecilia ChessellType or print name of person
signing certification

Signature

Date

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from the references. The rejection fails to make the *prima facie* case, and, accordingly, withdrawal of the 35 U.S.C. § 103(a) rejection is respectfully requested.

Reconsideration of this application and the rejection of all pending claims is respectfully requested, and the issuance of a Notice of Allowance is earnestly solicited. A petition for extension of time and Notice of Appeal are found other papers submitted with this correspondence.

Because the number of claims has not been changed by this response, the response is not accompanied by a transmittal letter. If any additional fees are required by this response or the accompanying papers, the Patent Office is authorized to charge such fees to Deposit Account No. 01-1425.

Respectfully submitted,


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